

1 **THE TUROCI FIRM**

2 Todd Turoci (State Bar No. 160059)  
3 Julie Philippi (State Bar No. 166108)  
4 3845 Tenth Street  
5 Riverside, CA 92501  
6 Telephone: (888) 332-8362  
7 Facsimile: (866) 762-0618  
8 Email: mail@theturocifirm.com

9 Attorney for Debtor and Debtor-in-Possession

10 **UNITED STATES BANKRUPTCY COURT**  
11 **CENTRAL DISTRICT OF CALIFORNIA**  
12 **RIVERSIDE DIVISION**

13 In re:

14 LINCOLN JAMES INVESTMENT  
15 PROPERTIES, LLC,

16 Debtor and Debtor in  
17 Possession.

18 ) Chapter 11  
19 ) Case No. 6:17-bk-17285WJ  
20 )  
21 ) **SUPPLEMENTAL DECLARATION OF**  
22 ) **JARED SCARTH IN SUPPORT OF**  
23 ) **DEBTOR'S MOTION FOR AUTHORITY**  
24 ) **TO EMPLOY THE TUROCI FIRM AS**  
25 ) **GENERAL BANKRUPTCY COUNSEL**

26 )  
27 ) **Hearing:** 11/28/2017  
28 ) **DATE:** 11/28/2017  
29 ) **TIME:** 2:00 p.m.  
30 ) **CTRM:** Courtroom 304  
31 ) US Bankruptcy Court  
32 ) 3420 Twelfth Street  
33 ) Riverside, CA 92501

34 

---

  
35 **TO THE HONORABLE WAYNE JOHNSON, UNITED STATES BANKRUPTCY**  
36 **JUDGE; THE OFFICE OF THE UNITED STATES TRUSTEE; and all other interested**  
37 **parties:**

38 **///**

39 **///**

1 Attached hereto is a supplemental declaration of Jared Scarth explaining the source of  
2 the retainer paid the he Turoci Firm.

3 Dated: November 15, 2017

4

5 **THE TUROCI FIRM**

6 By: 

7 Todd Turoci  
Attorney for Debtor in Possession  
Lincoln James Investment  
Properties, LLC.

8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

## DECLARATION OF JARED SCARTH

I, Jared Scarth, declare and state as follows:

I am the sole owner and managing member of Lincoln James Investment Properties, LLC (“LJIP”), the debtor herein. I have personal knowledge of the facts alleged herein and if called upon as a witness, I could and would competently testify thereto.

1. On or about August 28, 2017, I executed a retainer agreement with The Turoci Firm to represent LJIP in a voluntary chapter 11 bankruptcy proceeding.

2. On or about August 28, 2017, I paid \$17,000 to The Turoci Firm as a retainer for its services in this chapter 11 proceeding. I understand that even though I paid the retainer personally, I am not the client and The Turoci Firm has no duty or responsibility to me personally.

3. I personally obtained the \$17,000 through a loan from Western Star Financial, Inc., and I executed a deed of trust securing the loan on my personal residence.

4. The \$17,000 was not a loan to LJIP but was capital contribution. As the sole owner of LJIP, it is in my best interests for LJIP to save the real property it owns because of the substantial equity in that property.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. 

11/14/2017

Dated: \_\_\_\_\_

## PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:  
**3845 Tenth Street,  
Riverside, CA 92501**

A true and correct copy of the foregoing document entitled (specify): **SUPPLEMENTAL DECLARATION OF JARED SCARTH IN SUPPORT OF DEBTOR'S MOTION FOR AUTHORITY TO EMPLOY THE TUROCI FIRM AS GENERAL BANKRUPTCY COUNSEL** will be served or was served in the manner stated below:

**1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF):** Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On **11/16/2017**, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

- **Candace Carlyon** ccarlyon@clarkhill.com, Crobertson@clarkhill.com;nrodriguez@clarkhill.com
- **Everett L Green** everett.l.green@usdoj.gov
- **Richard A Rogan** rrogan@jmbm.com, jb8@jmbm.com;to1@jmbm.com
- **Todd L Turoci** mail@theturocifirm.com
- **United States Trustee (RS)** ustpregion16.rs.ecf@usdoj.gov

Service information continued on attached page

**2. SERVED BY UNITED STATES MAIL:**

On **11/16/2017**, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

Hon. Wayne Johnson  
USBC Riverside Division  
3420 Twelfth Street, Suite 385  
Riverside, CA 92501

Service information continued on attached page

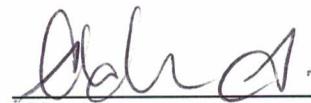
**3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (state method for each person or entity served):** Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on , I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

Service information continued on attached page

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

11/16/2017  
Date

Adela Salgado  
Printed Name

  
Signature